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FILED

UNITED STATES COURT OF APPEALS

JUN 19 2013

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK U.S. COURT OF APPEALS

JOSE ANTHONY BORJA,

Petitioner - Appellant,

v.

MATTHEW L. CATE,

Respondent - Appellee.

No. 12-56187

D.C. No. 2:09-cv-02420-DDP-S Central District of California, Los Angeles

ORDER

Before: PAEZ and MURGUIA, Circuit Judges.

The request for a certificate of appealability is denied. See 28 U.S.C.

§ 2253(c)(2). All pending motions, if any, are denied as moot.